

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SPECTRUM IMPORTS, INC.,

Plaintiff,

v.

GOODHOPE BAGS INDUSTRIES INC.;

PREFERRED NATION INC.;

Godfrey Shyr, (Individual);

Michael Shyr, (Individual);

ABC CORPS 1-10; and

DEF CORPS 1-10

Defendants.

Civil Action No. 2:12-cv-06251-(TON)

STIPULATED INJUNCTION

This action having been commenced by plaintiff Spectrum Imports, Inc. ("Spectrum") on November 5, 2012, and personal service of the Complaint having been effected on Defendant Goodhope Bags Industries Inc. ("Goodhope") on November 30, 2012 and, a First Amended Complaint (Dkt. No. 18) having been filed on May 24, 2013 and service thereof having been effected on defendants Goodhope, Preferred Nation, Inc. ("PNI"), Godfrey Shyr and Michael Shyr (collectively referred to as "Defendants");

It appearing to the Court that it has jurisdiction over the subject matter of this action and general personal jurisdiction over plaintiff Spectrum and specific personal jurisdiction over Defendants for the limited purpose of issuing and enforcing this injunction only;

The Court having considered plaintiff's Complaint (Dkt. No. 1) and plaintiff's verified First Amended Complaint for Counterfeiting, Trademark Infringement, Unfair Competition, and

Unjust Enrichment (Dkt. No. 18) filed in this action and exhibits thereto, and Plaintiff and Defendants having stipulated to the entry of this injunction, the Court hereby Orders as follows:

Goodhope, PNI, and their respective divisions, departments, subsidiaries, affiliates, officers, directors, agents, agents, employees, shareholders, or other persons or entities acting under its control or acting on their behalf, who have or will receive actual notice of this Order, and Godfrey Shyr and Michael Shyr, are restrained and enjoined from doing any of the acts set forth below:

1. From manufacturing, importing, distributing, advertising, promoting, transferring, selling, supplying and/or offering to sell products, including portable coolers, using, bearing or otherwise displaying in connection therewith the PICNIC PLUS mark of United States Trademark Registration no. 3,869,842 (the "Mark"); and

2. From representing to the public in any way that Defendants, or any of them, are suppliers of products associated or connected with the Mark or of Plaintiff Spectrum.

IT IS SO ORDERED.

Dated: Nov. 8 2013


Hon. THOMAS N. O'NEILL JR.

GOODHOPE BAGS INDUSTRIES INC.

BY: Michael SHYRTITLE: V.P.DATE: 10/31/13

PREFERRED NATION INC.

BY: Michael SHYRTITLE: Michael SHYRDATE: 10/31/13Godfrey Shyr
GODFREY SHYRDATE: 11/1/13Michael Shyr
MICHAEL SHYRDATE: 10/31/13

SPECTRUM IMPORTS, INC.

BY: _____

DANIEL BERKOWITZ

TITLE: PRESIDENT

DATE: _____

GOODHOPE BAGS INDUSTRIES INC.

BY: Michael SHYR
TITLE: V.P.
DATE: 10/21/13

GODFREY SHYR

DATE: _____

PREFERRED NATION INC.

BY: Michael SHYR
TITLE: Michael SHYR
DATE: 10/21/13

MICHAEL SHYR

DATE: 10/21/13

SPECTRUM IMPORTS INC.

BY: Daniel Berkowitz
TITLE: PRESIDENT
DATE: 11/4/13

RESCH POLSTER & BERGER, LLP

BY: s/ Michael C. Baum

MICHAEL C. BAUM, ESQUIRE

Pro Hac Vice Application Pending

SANDRA KHALILI, ESQUIRE

Pro Hac Vice Application Pending

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(PA BAR NO. 59394)

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